



[4910-13]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2017-0890; Airspace Docket No. 16-ACE-10]

RIN 2120-AA66

Establishment of Class D and E Airspace; Wichita, KS

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action establishes Class D airspace and Class E airspace designated as surface area, at Beech Factory Airport, Wichita, KS. This action is for the safety and management of instrument flight rules (IFR) operations at the airport.

DATES: Effective 0901 UTC, December 5, 2019. The Director of the Federal Register approves this incorporation by reference action under Title 1 Code of Federal Regulations part 51, subject to the annual revision of FAA Order 7400.11 and publication of conforming amendments.

ADDRESSES: FAA Order 7400.11C, Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at http://www.faa.gov/air_traffic/publications/.

For further information, you can contact the Airspace Policy Group, Federal Aviation Administration, 800 Independence Avenue, SW, Washington, DC 20591; telephone: (202) 267-8783. The Order is also available for inspection at the National Archives and Records Administration (NARA). For information on the availability of FAA Order 7400.11C at NARA, email fedreg.legal@nara.gov or go to <https://www.archives.gov/federal-register/cfr/ibr-locations.html>.

FAA Order 7400.11, Airspace Designations and Reporting Points, is published yearly and effective on September 15.

FOR FURTHER INFORMATION, CONTACT: Rebecca Shelby, Federal Aviation Administration, Operations Support Group, Central Service Center, 10101 Hillwood Parkway, Fort Worth, TX 76177; telephone (817) 222-5857.

SUPPLEMENTARY INFORMATION:

Authority for this Rulemaking

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it supports the establishment of Class D airspace and Class E airspace designated as a surface area at Beech Factory Airport, Wichita, KS, to support instrument flight rules (IFR) operations at the airport.

History

The FAA published a notice of proposed rulemaking in the FEDERAL REGISTER (84 FR 28436; June 19, 2019) for Docket No. FAA-2017-0890 to propose establishment of Class D and E airspace designated as surface area, at Beech Factory Airport, Wichita, KS. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

Class D and E airspace designations are published in paragraph 5000 and 6002,

respectively, of FAA Order 7400.11C, dated August 3, 2018, and effective September 15, 2018, which is incorporated by reference in 14 CFR 71.1. The Class D and E airspace designations listed in this document will be published subsequently in the Order.

Availability and Summary of Documents for Incorporation by Reference

This document amends FAA Order 7400.11C, Airspace Designations and Reporting Points, dated August 3, 2018, and effective September 15, 2018. FAA Order 7400.11C is publicly available as listed in the ADDRESSES section of this document. FAA Order 7400.11C lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Rule

This amendment to Title 14 Code of Federal Regulations (14 CFR) part 71 establishes the Class D airspace at Beech Factory Airport, Wichita, KS, extending upward from the surface to and including 2,700 feet MSL within a 4.2-mile radius of Beech Factory Airport, excluding that airspace within the McConnell AFB, KS, excluding that airspace north of a line extending from lat. 37°43'07" N., long. 97°17'51" W. to lat. 37°43'47" N., long. 97°08'21" W., within the Colonel James Jabara Airport, Wichita, KS.

Establishing Class E airspace area designated as surface area at Beech Factory Airport, Wichita, KS, extending upward from the surface to and including 2,700 feet MSL within a 4.2-mile radius of Beech Factory Airport, excluding that airspace within the McConnell AFB, Class D airspace area, and excluding that airspace north of a line extending from lat. 37°43'07" N., long. 97°17'51" W. to lat. 37°43'47" N., long. 97°08'21" W., within the Colonel James Jabara Airport, Wichita, KS.

Controlled airspace is necessary for the safety and management of Standard Instrument Approach Procedures (SIAPs) for IFR operations at this airport.

Regulatory Notices and Analyses

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current, is non-controversial and unlikely to result in adverse or negative comments. It, therefore: (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, "Environmental Impacts: Policies and Procedures," paragraph 5-6.5.a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

Lists of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71 --DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR

TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g); 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

§71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.11C, Airspace Designations and Reporting Points, dated August 3, 2018, and effective September 15, 2018, is amended as follows:

Paragraph 5000. Class D Airspace.

* * * * *

ACE KS D Wichita, Beech Factory Airport, KS [New]

Wichita Beech Factory Airport, KS
(lat. 37°41'38"N., long. 097°12'54"W.)

That airspace extending upward from the surface to and including 2,700 feet MSL within a 4.2-mile radius of Beech Factory Airport, excluding that airspace within the McConnell AFB, KS, Class D airspace area, and excluding that portion of Colonel James Jabara Airport, Class E airspace area north of a line from lat. 37°43'07" N., long. 97°17'51" W. to lat. 37°43'47" N., long. 97°08'21" W. This Class D airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

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Paragraph 6002. Class E Surface Area Airspace.

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ACE KS E2 Wichita, Beech Factory Airport, KS [New]

Wichita Beech Factory Airport, KS

(lat. 37°41'38"N., long. 097°12'54"W.)

That airspace within a 4.2-mile radius of Beech Factory Airport, excluding that airspace within the McConnell AFB, KS, Class D airspace area, and that portion of Colonel James Jabara Airport, Class E airspace area north of a line from lat. 37°43'07" N., long. 97°17'51" W. to lat. 37°43'47" N., long. 97°08'21" W. This Class E airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

Issued in Fort Worth, Texas, on September 3, 2019.

Christopher L. Southerland,
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ATO Central Service Center.

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